

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 429

HOUSE BILL NO. 220

**By Representatives Fincher, Hardaway, Campfield, Harry Brooks, Moore,
Gilmore, Pruitt, Coley, Shaw, Windle, Bell, Evans, Brown**

Substituted for: Senate Bill No. 1787

By Senators Herron, Harper, Marrero, Ford, Burks

AN ACT to amend Tennessee Code Annotated, Title 71, relative to TennCare.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-5-106, is amended by adding the following as a new subsection:

(q) To the extent permitted by the terms of relevant court orders and decrees, any applicable federal waiver under title XIX of the federal social security act, or any other provision of federal law, the bureau of TennCare may not remove persons from eligibility for or participation in medical assistance provided pursuant to this chapter for reasons relating to restricting eligibility or enrollment for fiscal or other reasons that are not required by federal law until the bureau has complied with both of the following:

(1) The bureau has verified at the time of application the validity of the social security number of every person enrolled in the medical assistance program provided pursuant to this chapter with appropriate federal databases in order to determine whether persons who are not lawful residents of the United States are present in the program, or are otherwise fraudulent applicants; and;

(2) Removed from the program all such ineligible persons who are current recipients in the program but are not lawful residents of the United States, or are otherwise fraudulent applicants.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: June 3, 2009

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KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

A handwritten signature in black ink, reading "Ron Ramsey", written over a horizontal line.

RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 12th day of June 2009

A handwritten signature in black ink, reading "Phil Bredeesen", written over a horizontal line.

PHIL BREDESEN, GOVERNOR